Criminal Appeal No. 1560 of 2001
Old No. 1268 of 1998
Hon'ble M.M. Ghildiyal, J.
Hon'ble B.C. Kandpal, J.

This appeal is received by transfer from Allahabad High Court. After receipt of the record, the notice was issued to the appellant Shailendra Kumar.

C.J.M., Nainital has submitted his report that N.B.W. was issued against the appellant but the same has been received with the report that the appellant Shailendra Kumar is died on 28.2.2003.

The death certificate has also been annexed alongwith the report submitted by the C.J.M., Nainital.

In view of the fact of death of the sole appellant Shailendra Kumar, the appeal stands abated.

Accordingly, the appeal is abated.

Office is directed to de-connect this appeal from CRLA 2057/2001.

(M.M. Ghildiyal, J.) **(B.C. Kandpal, J.)**

14.9.2004